




## CITY OF SAN DIEGO

## M E M O R A N D U M

DATE: November 7, 2008

TO: Council President Peters & City Council

FROM: Beryl Bailey Rayford, Equal Opportunity Contracting Program  
Manager 

SUBJECT: San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan  
Adoption into the City of San Diego's General Plan (2008)

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This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517)

CC: Fischle-Faulk, Debra  
Faller, Donna

**000147**

DOCKET SUPPORTING INFORMATION  
CITY OF SAN DIEGO

**EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION**

101  
12/09

DATE: November 7, 2008

SUBJECT: San Diego County Multi-Jurisdiction Hazard Mitigation Plan Adoption into the City of San Diego's General Plan (2008)

**GENERAL CONTRACT INFORMATION**

Recommended Consultant: Not Applicable  
Amount of this Action: Not Applicable

**SUBCONSULTANT PARTICIPATION**

There is no subconsultant activity associated with this action.

**EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE**

Equal Opportunity Required:

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517)

**ADDITIONAL COMMENTS**

This action is to adopt the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA as part of the safety element of the City of San Diego's General Plan 2008.



by MM-J

<b>000149</b> <b>REQUEST FOR COUNCIL ACTION</b> CITY OF SAN DIEGO		1. CERTIFICATE NUMBER (FOR AUDITOR'S USE ONLY) <i>na</i>	
TO: CITY ATTORNEY		2. FROM (ORIGINATING DEPARTMENT): Office of Homeland Security	
3. DATE: 10/28/08		101 12/09	
4. SUBJECT: San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan Adoption into the City of San Diego's General Plan (2008)			
5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Donna Faller, (619) 533-6763, MS 810H		6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Jill Olen, (619) 236-7169, MS 9A	
7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED			<input checked="" type="checkbox"/>
<b>8. COMPLETE FOR ACCOUNTING PURPOSES</b>			
FUND  DEPT.  ORGANIZATION  OBJECT ACCOUNT  JOB ORDER  C.I.P. NUMBER  AMOUNT			9. ADDITIONAL INFORMATION / ESTIMATED COST: NOT APPLICABLE
<b>10. ROUTING AND APPROVALS</b>			
ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>Allen</i>	11/6/08
2	EOCP	<i>Donna Faller</i>	11/7/08
3	LIAISON OFFICE	<i>SC</i>	11/12/08
4	EAS	<i>Kenneth Seale</i>	11/14/08
5	FINANCIAL MGMT	<i>Prina Kumari</i>	11/17/08
6	AUDITOR	<i>Lisa Hunsicker</i>	11/18/08
7	DEPUTY CHIEF	<i>Olen</i>	11/19/08
8	COO	<i>Scott Peterson</i>	11-20-08
9	CITY ATTORNEY	<i>Gai Macken</i>	
10	<del>DEPUTY CHIEF</del>		
11	ORIG. DEPT	<i>Allen</i>	11/29/08
DOCKET COORD: _____ COUNCIL LIAISON <i>SC</i> 11/25/08		<input checked="" type="checkbox"/> COUNCIL PRESIDENT <input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION <input type="checkbox"/> REFER TO: _____ COUNCIL DATE: 12/9/08	
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTIONS <input type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)			
1. Adopt by reference the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA into the safety element of the City of San Diego's General Plan (2008).			
11A. STAFF RECOMMENDATIONS:  Approve the City's adoption of the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan into the safety element of the City of San Diego's General Plan (2008) in order to qualify for additional California Disaster Assistance Act funding under AB2140.			
12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.) <u>COUNCIL DISTRICT(S):</u> Citywide <u>COMMUNITY AREA(S):</u> All <u>ENVIRONMENTAL IMPACT:</u> This activity is not a "project" and therefore not subject to CEQA per CEQA Guidelines Section 15060(c)(3) <u>HOUSING IMPACT:</u> None <u>OTHER ISSUES:</u> Fiscal impact. Until adopted, the City will not be given preference for funding from the Pre-Disaster Mitigation Program, the Hazard Mitigation Grant Program and the Flood Mitigation Assistance Program. It also will not qualify or be considered eligible for the increased state share of Public Assistance reimbursement under the law. This could result in the loss of significant funding to enhance the City's mitigation efforts and to offset the City's share of disaster recovery costs.			

**EXECUTIVE SUMMARY SHEET**  
CITY OF SAN DIEGO

DATE ISSUED:	REPORT NO:
ATTENTION:	Council President and City Council
ORIGINATING DEPARTMENT:	Office of Homeland Security
SUBJECT:	SAN DIEGO COUNTY 2004 MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN ADOPTION INTO THE CITY OF SAN DIEGO'S GENERAL PLAN (2008)
COUNCIL DISTRICT(S):	Citywide
CONTACT/PHONE NUMBER:	Jill Olen (619-236-7169)

**REQUESTED ACTION:**

Adopt by reference the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA as part of the safety element of the City of San Diego's General Plan (2008).

**STAFF RECOMMENDATION:**

Approve the City's adoption of the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan into the safety element of the City of San Diego's General Plan (2008) in order to qualify for additional California Disaster Assistance Act (CDAA) state share funding under Assembly Bill 2140 (AB 2140).

**EXECUTIVE SUMMARY:**

As a federal requirement under the Disaster Mitigation Act of 2000, local governments were required to have an approved Hazard Mitigation Plan (HMP) in place by November 2004 in order to qualify for hazard mitigation program grants and post disaster mitigation funds. The City participated in the development of the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan. That plan was adopted by City Council on April 26, 2004, and by the Federal Emergency Management Agency (FEMA) on February 2, 2005. On January 1, 2007, AB 2140 became effective which authorizes cities and counties to adopt a local hazard mitigation plan as a part of their General Plan's safety elements.

The California Disaster Assistance Act limits the state share for any eligible project to no more than 75% of total state eligible costs, except that the state share shall be up to 100% of total state eligible costs connected with certain events. AB 2140 limits the funding of an additional state share for certain disaster recovery projects funded with CDAA unless the local jurisdiction has complied with the provisions set forth by that legislation. In order to qualify for funding under this new law, the City must file a certified copy of the Resolution of Adoption that demonstrates FEMA's approved San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan is adopted into the safety element of the City of San Diego's General Plan (2008).

**FISCAL CONSIDERATIONS:**

Until adopted, the City will not qualify or be considered eligible for the increased State share of Public Assistance reimbursement under the law. It also will not be given preference for funding from the Pre-Disaster Mitigation Program, the Hazard Mitigation Grant Program and the Flood

Mitigation Assistance Program. This could result in the loss of significant funding to offset the City's share of eligible disaster recovery costs and to enhance the City's mitigation efforts.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

The San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan was approved by City Council Resolution R-299121 on April 26, 2004 and by the Federal Emergency Management Agency (FEMA) on February 2, 2005.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

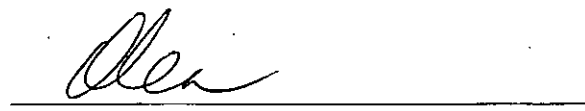
Not applicable.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

Citizens of San Diego  
State of California Governor's Office of Emergency Services  
Federal Emergency Management Agency

Funding received from the Pre-Disaster Mitigation Program, the Hazard Mitigation Grant Program, the Flood Mitigation Assistance Program, and the Public Assistance Programs directly support and are vital to the City of San Diego's ability to mitigate potential damages and recover from a catastrophic event.

  
Donna Faller, OHS Program Manager  
Originating Department

  
Jill Olen  
Deputy Chief Operating Officer,  
Public Safety and Homeland Security

RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION APPROVING THE CITY OF SAN DIEGO'S  
ADOPTION OF THE SAN DIEGO COUNTY 2004 MULTI-  
JURISDICTIONAL HAZARD MITIGATION PLAN INTO THE  
SAFETY ELEMENT OF THE CITY'S 2008 GENERAL PLAN.

WHEREAS, on April 26, 2004, the City Council approved Resolution No. R-299121, which adopted the San Diego County 2004 Multi-Jurisdictional Hazard Mitigation Plan [HMP], which was approved by the Federal Emergency Management Agency (FEMA) on February 22, 2005; and

WHEREAS, the HMP is referenced in the City's safety element of its General Plan (2008); and

WHEREAS, the HMP identifies risks posed by natural and manmade disasters including fires, earthquakes, landslides, and floods; and ways to minimize damage from those disasters; and

WHEREAS, since the adoption of the HMP by the City Council, AB 2140 became effective, which provides full funding under the California Disaster Assistance Act to cities and counties who adopt a local hazard mitigation plan as part of their General Plan's safety elements; and

WHEREAS, adoption of the HMP as part of the City's safety element of the General Plan (2008) would allow the City to receive full funding from the California Disaster Assistance Act and to receive preference for recommendations for certain grant and assistance programs; and

WHEREAS, funding received from these programs directly support and are vital to the City's ability to mitigate potential damages and recover from catastrophic events; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Council hereby approves adoption of the HMP into the safety element of the City's General Plan (2008).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Lori M. Thacker  
Lori M. Thacker  
Deputy City Attorney

LMT:amt:jab  
08/18/2008  
Or.Dept:OHS  
R-2009-675

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_\_\_\_.

ELIZABETH S. MALAND  
City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor